GOVERNMENT OF INDIA
HOME AFFAIRS
LOK SABHA

UNSTARRED QUESTION NO:2299
ANSWERED ON:13.03.2001
NATIONAL HUMAN RIGHTS COMMMISSION
MOINUL HASSAN AHAMED

Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether the National Human Rights Commission had sought that it may be allowed access to records of military and para-military courts since in its view, there is a lack of transparency in dealing with those who may have been guilty of human rights violation; and

(b) if so, the steps taken in this regard?

Answer

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (CH. VIDYASAGAR RAO)

(a)&(b): National Human Rights Commission (NHRC) had, in one case, called for the records of proceedings of the General Security Force Court of the Border Security Force. According to the provisions of section 19 of the Protection of Human Rights Act, 1993, for dealing with complaints of violation of human rights by members of the armed forces, the NHRC may, either on its own motion or on receipt of a petition, seek a report from the Central Government. After the receipt of the report, it may, either not proceed with the complaint or, as the case may be, make its recommendations to the Government. Accordingly, a report was furnished to the NHRC in terms of the requirements of the Act.